

**BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP**

TELEPHONE: (503) 439-8778

INTELLECTUAL PROPERTY LAW  
1279 OAKMEAD PARKWAY  
SUNNYVALE, CA 94085-4040

FACSIMILE: (503) 439-6073

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FEB 14 2008**Deliver to: Naghimeh Mehrpour, USPTOArt Group: 2617Facsimile No.: (571) 273-8300Date: February 14, 2008From: Vincent H. Anderson, Reg. No. 54,962Our Docket No.: 15685P093Number of pages 3 including this sheet.Application No.: 09/813,386Filing Date: 3/20/2001

Docket Due Date(s): \_\_\_\_\_

Enclosed are the following documents:

- |   |   |
|---|---|
| <input type="checkbox"/> Amendment: _____ ( _____ pgs)  | <input type="checkbox"/> Issue Fee Transmittal                                    |
| <input type="checkbox"/> Appeal Brief ( _____ pgs)  | <input type="checkbox"/> Notice of Appeal (in duplicate)                          |
| <input type="checkbox"/> Application: _____<br>( _____ pgs) w/cover & abstract  | <input type="checkbox"/> Petition for: _____                                      |
| <input type="checkbox"/> Assignment & Cover Sheet ( _____ pgs)  | <input type="checkbox"/> Request for Continued Examination (RCE)                  |
| <input checked="" type="checkbox"/> Certificate of Facsimile _____  | <input type="checkbox"/> Reply Brief ( _____ pgs)                                 |
| <input type="checkbox"/> Continued Prosecution Application (CPA)  | <input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i)     |
| <input type="checkbox"/> Declaration & POA ( _____ pgs)   | <input type="checkbox"/> Request to Rescind Previous Nonpublication Request       |
| <input type="checkbox"/> Drawings: _____ sheets, _____ figures  | <input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter |
| <input type="checkbox"/> Extension of Time: _____   | <input type="checkbox"/> Response to Written Opinion ( _____ pgs)                 |
| <input type="checkbox"/> Fee Transmittal (in duplicate)   | <input type="checkbox"/> Terminal Disclaimer                                      |
| <input type="checkbox"/> IDS & PTO/SB/08 ( _____ pgs)   | <input type="checkbox"/> Transmittal of Publication Fee Due                       |
| <input checked="" type="checkbox"/> Other: <u>Letter in response to erroneously mailed Final Office Action (mailed 12/11/07)</u><br><u>Fax cover sheet itemizing contents</u> | <input type="checkbox"/> Transmittal Letter                                       |

**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)**

I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office.

  
Katherine Jennings

2/14/2008  
Date

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Attorney Docket No.: 15685P093

**RECEIVED  
CENTRAL FAX CENTER****FEB 14 2008****PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

**Christopher R. Uhlik et al.**

Application No: 09/813,386

Filed: March 20, 2001

For: METHOD AND APPARATUS  
FOR RESOURCE MANAGEMENT  
IN A WIRELESS  
COMMUNICATION SYSTEM

Examiner: Naghmeh Mehrpour

Art Unit: 2617

**Mail Stop AF**Assistant Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

In response to the Final Office Action mailed April 3, 2007, Applicant filed a Notice of Appeal and Pre-Appeal Brief Request for Review on June 19, 2007, and ultimately an Appeal Brief on September 13, 2007.

The previously sent Final Office Action was again mailed to Applicant on December 11, 2007 in response to the Appeal Brief. Assistant to the Attorney of Record, Katherine Jennings, spoke with Examiner Mehrpour on February 14, 2008, who agreed that the copy of the Final Office Action mailed December 11, 2007 had been mailed in error.